



Atty. Dkt. No. 053466-02013/21/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tadmitsu KISHIMOTO *et al.*

Title: PHARMACEUTICAL
COMPOSITION FOR TREATMENT
OF DISEASES CAUSED BY IL-6
PRODUCTION

Appl. No.: 08/817,507

Filing Date: 04/17/1997

Examiner: Canella, K.

Art Unit: 1642

RECEIVED

MAR 13 2003

TECH CENTER 1600/2900

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants hereby appeal to the Board of Patent Appeals from the decision of the final rejection dated September 10, 2002, of the Examiner finally rejecting Claims 15 and 24-28.

[] Applicant claims small entity status.

[X] Applicants hereby petition for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

[X] Notice of Appeal Fee

[X] To be paid as detailed below

[] Not required (Fee paid in prior appeal)

03/11/2003 WMOHAMM1 00000021 08817507

02 FC:1401

320.00 DP

002.980386.1

The required fees are calculated below:

| | | |
|-------------------------------------|--|-----------|
| <input checked="" type="checkbox"/> | Notice of Appeal Fee | \$320.00 |
| <input checked="" type="checkbox"/> | Extension for response filed within the third month: | \$930.00 |
| <input type="checkbox"/> | Extension: | \$0.00 |
| | FEE TOTAL: | \$1250.00 |
| <input type="checkbox"/> | Small Entity Fees Apply (subtract ½ of above): | \$0.00 |
| | TOTAL FEE: | \$1250.00 |

Please charge Deposit Account No. 19-0741 in the amount of \$0.00. A duplicate copy of this transmittal is enclosed.

A check in the amount of \$1250.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date March 10, 2003

FOLEY & LARDNER
Customer Number: 22428



22428

PATENT TRADEMARK OFFICE

Telephone: (202) 672-5571
Facsimile: (202) 672-5399

By Harold C. Wegner

for Harold C. Wegner
Attorney for Applicants
Registration No. 25,258

Reg. No. 35,264